

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

STEVEN THARP, Individually and On Behalf
of All Others Similarly Situated,

Plaintiff,

v.

ACACIA COMMUNICATIONS, INC.,
MURUGESAN SHANMUGARAJ, and JOHN
F. GAVIN,

Defendants.

No. 17-cv-11504-WGY
(LEAD DOCKET)

**FEDERAL PLAINTIFFS'
UNOPPOSED MOTION FOR
PRELIMINARY APPROVAL OF
SETTLEMENT**

KAREN COLGAN, Derivatively on Behalf of
ACACIA COMMUNICATIONS, INC.,

Plaintiff,

v.

MURUGESAN SHANMUGARAJ, BENNY P.
MIKKELSEN, JOHN F. GAVIN, FRANCIS J.
MURPHY, BHUPENDRA C. SHAH,
CHRISTIAN J. RASMUSSEN, MEHRDAD
GIVEHCHI, VINCENT T. ROCHE, STAN J.
REISS, ERIC A. SWANSON, PETER Y.
CHUNG, and JOHN RITCHIE,

Defendants,

and

ACACIA COMMUNICATIONS, INC.,

Nominal Defendant.

No. 17-cv-12350-WGY

[Caption continued on next page.]

JONATHAN WONG, Derivatively on Behalf
of ACACIA COMMUNICATIONS, INC.,

Plaintiff,

v.

MURUGESAN SHANMUGARAJ, JOHN F.
GAVIN, BENNY P. MIKKELSEN, FRANCIS
J. MURPHY, BHUPENDRA C. SHAH,
CHRISTIAN J. RASMUSSEN, MEHRDAD
GIVEHCHI, ERIC A. SWANSON, STAN J.
REISS, PETER Y. CHUNG, JOHN RITCHIE,
and VINCENT T. ROCHE,

Defendants,

and

ACACIA COMMUNICATIONS, INC.,

Nominal Defendant.

No. 17-cv-12550-WGY

SANDRA FARAH-FRANCO and RUSSELL
GOURLEY, Derivatively on Behalf of Nominal
Defendant ACACIA COMMUNICATIONS,
INC.,

Plaintiffs,

v.

MURUGESAN SHANMUGARAJ, BENNY P.
MIKKELSEN, PETER Y. CHUNG, STAN J.
REISS, JOHN RITCHIE, VINCENT T.
ROCHE, ERIC A. SWANSON, JOHN F.
GAVIN, MEHRDAD GIVEHCHI, FRANCIS J.
MURPHY, CHRISTIAN J. RASMUSSEN, and
BHUPENDRA C. SHAH,

Defendants,

and

ACACIA COMMUNICATIONS, INC.,

Nominal Defendant.

No. 1:18-cv-10465-WGY

Federal Plaintiffs Karen Colgan, Sandra Farah-Franco, Russell Gourley, and Jonathan Wong hereby move this Court for an order preliminarily approving the settlement of the above-captioned action and providing notice of the settlement pursuant to Rule 23.1 of the Federal Rules of Civil Procedure.¹ This unopposed motion is based on the Memorandum of Points and Authorities in support thereof, Stipulation of Settlement, [Proposed] Order Preliminarily Approving Derivative Settlement and Providing for Notice submitted concurrently herewith, all pleadings and papers filed in this action, and any other matter that the Court may consider on this unopposed motion.

DATED: September 14, 2018

Respectfully submitted,
SCOTT+SCOTT ATTORNEYS AT LAW LLP

/s/ Geoffrey M. Johnson
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¹ The terms of the Settlement are set forth in the Stipulation of Settlement, dated September 14, 2018, and filed, together with the exhibits annexed thereto, with the Court concurrently herewith.

Steven R. Wedeking (admitted *pro hac vice*)

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Co-Lead Counsel for Federal Plaintiffs

CERTIFICATE OF SERVICE

I, Geoffrey M. Johnson, hereby certify that this document filed through the CM/ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing on this 14th day of September, 2018.

/s/ Geoffrey M. Johnson
Geoffrey M. Johnson (admitted *pro hac vice*)